



Section #

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

McKENZIE et al.

Serial No.: 09/163,089

Filed: September 29, 1998

Atty. File No.: 4102-1

For: "COMPOSITIONS FOR  
IMMUNOTHERAPY AND USES  
THEREOF"

Assistant Commissioner For Patents  
Box Missing Parts  
Washington, D.C. 20231

) Group Art Unit:

) Examiner:

) SUBMISSION OF MISSING PARTS

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS  
BEING DEPOSITED WITH THE UNITED STATES POSTAL  
SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE  
ADDRESSED TO THE ASSISTANT COMMISSIONER FOR  
PATENTS, WASHINGTON, DC 20231 ON December 29, 1998.  
SHERIDAN ROSS P.C.

BY:

Dear Sir:

In response to the Notice to File Missing Parts dated November 16, 1998, in connection with the above-identified application, enclosed herewith are a Declaration, Verified Statement Claiming Small Entity Status and Power of Attorney. Please note that the Assignment documents have been submitted to the Assignment Branch under separate cover on this same date.

Also enclosed is a check for \$1,120 which includes payment of the small entity filing fee in the amount of \$1,055 and the surcharge of \$65. Please credit any overpayment or debit any underpayment to Deposit Account No. 19-1970. A copy of the Notice to File Missing Parts is also enclosed.

Respectfully submitted,

SHERIDAN ROSS P.C.

By:

Angela Dallas-Pedretti

Angela Dallas-Pedretti  
Registration No. 42,460  
1700 Lincoln St., Suite 3500  
Denver, CO 80203  
(303) 863-9700

Date: December 29, 1998

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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

#3

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/163,089 09/29/98 MCKENZIE

GARY J. CONNELL  
SHERIDAN ROSS  
1700 LINCOLN STREET  
SUITE 3500  
DENVER CO 80203



NOT ASSIGNED

1643

DATE MAILED:

11/16/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 2790.

- ☒ 1. The statutory basic filing fee is:  
☒ missing  
☐ insufficient.

Applicant must submit \$ 1790 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☒ 2. Additional claim fees of \$ 1570, including any multiple dependent claim fees, are required.

\$ 492 for 6 independent claims over 3.

\$ 1078 for 49 dependent claims over 20.

\$          for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:

- ☒ is missing or unexecuted.  
☐ does not cover the newly submitted items.  
☐ does not identify the application to which it applies.  
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

- ☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

- ☒ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice **MUST** be returned with the reply.

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

2/1999 RMB:AT 0000070 151970 09163089  
35.00  
244.00  
479.00  
60.00  
65.00  
1:201  
1:202  
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5:205